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CLERK'S OFFICE
DISTRICT COURT
05/02/05 P 12:44

THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

Louis M. Gerson Company., Inc.,

Plaintiff

v

3M Company and 3M Innovative
Properties Company,

Defendants.

Civil Action No. 04 12389 MLW

**THE PARTIES' STIPULATED JOINT
MOTION FOR DISMISSAL BY ORDER OF THE COURT**

3M Innovative Properties Company, 3M Company and Louis M. Gerson Company, Inc. being all the parties in this case, through their undersigned attorneys, pursuant to Fed.R.Civ.P. 41(a)(2), hereby stipulate to and jointly move the Court for dismissal of this action in its entirety, including all claims and counterclaims, with prejudice, with each party to bear its own costs and attorneys' fees. The parties state that they have concluded a Settlement Agreement, dated May 2, 2005 (the "Settlement Agreement") that, *inter alia*, contemplates this motion and dismissal of this case by the Court pursuant to Fed.R.Civ.P. 41(a)(2).

HEREBY STIPULATED AND AGREED TO:

3M COMPANY and 3M INNOVATIVE
PROPERTIES COMPANY
By their attorney,

Dated: May 2, 2005

FISH & RICHARDSON PC

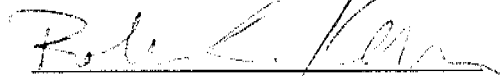


Frank E. Scherkenbach
225 Franklin Street
Boston, MA 02110
(617) 542-5070

LOUIS M. GERSON CO.
By its attorneys,

Dated: April 29, 2005

BROMBERG & SUNSTEIN, LLP



Robert L. Kann (#258025)
Edward J. Dailey (#112220)
125 Summer Street
Boston, MA 02110
(617) 443-9292

IT IS SO ORDERED.

Dated: _____

The Honorable Mark L. Wolf
United States District Judge

382,445